## 2 BY COUNCIL MEMBER EVANS 3 PROPOSED ORDINANCE NO. 2015 -4 AN ORDINANCE TO AUTHORIZE THE MAYOR TO 5 EMPLOY COUNSEL TO HANDLE THE CITY'S PUBLIC 6 RECORDS REQUESTS; TO AMEND THE 2015-2016 7 **FISCAL YEAR GENERAL FUND BUDGET** 8 APPROPRIATE FUNDS FOR THE RETENTION OF SUCH 9 AN ATTORNEY; AND TO PROVIDE FOR RELATED 10 **MATTERS** 11 WHEREAS, the number of public records requests submitted to the City of Central has 12 increased significantly in recent months; and 13 WHEREAS, the City of Central has received approximately forty-nine public records requests since July 1, 2015 ("Requests"); and 14 15 WHEREAS, there are numerous exceptions, exemptions, and limitations to the laws pertaining to public records; and 16 17 WHEREAS, numerous of the Requests that the City has received have requested documentation that may be excepted or exempted from, or otherwise limited as set forth in, the 18 19 Louisiana Public Records Act, La. R.S. 44:1, et seq.; and 20 WHEREAS, it has taken the City Clerk an inordinate number of hours to review any 21 records that are retrieved as being potentially responsive to such Requests in order to make a 22 determination of whether such documents should be produced to the requestor in accordance with 23 the Louisiana Public Records Act: and 24 WHEREAS, the Council of the City of Central desires to have the City retain an attorney 25 to handle the City's public records requests; and 26 27 WHEREAS, La. R.S. 33:386 provides that a municipality may employ counsel to represent 28 its interest should the occasion require. 29 30 BE IT ORDAINED by the Council of the City of Central, State of Louisiana as follows: 31 32 **Section 1:** 33 The Mayor of the City of Central is hereby authorized to employ counsel to handle the City's 34 public records requests. 35 36 37

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1	Section 2:
2	Legal (General Fund Account No. 000.415.45.330) is hereby increased by \$25,000.00 to provide
3	for expenditures related to the retention of an attorney to handle the City's public records requests.
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5	Section 3: Conflicts.
6	All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.
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8	Section 4: Severability.
9	If any section, subsection, sentence, clause or provision of this Ordinance is declared by a court of
10	competent jurisdiction to be invalid, such declaration of invalidity shall not affect the validity of
11	the Ordinance as a whole, or parts thereof, other than the part declared invalid. The remainder of
12	the Ordinance shall not be affected by the declaration of invalidity and shall remain in force and
13	effect.
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15	Section 5. Effective Date.
16	This Ordinance shall be effective upon publication in the Official Journal.
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18	Introduced before the Council on November 24, 2015.
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20	This Ordinance having been submitted to a vote, the vote thereon was as follows:
21	For:
22	Against:
23	Absent:
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25	Adopted the day of, 2015.
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27	Signed theday of, 2015.
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29	Delivered to the Mayor on the day of, 2015.
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32	Mark Miley, City Clerk
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34	Approved:
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37	I.M. Shelton, Jr. Mayor
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39	Received from Mayor on the day of, 2015:
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42	Mark Miley, City Clerk

Adopted Ordinance published in The Advocate on the \_\_\_\_\_ day of \_\_\_\_\_\_, 2015.